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BANXCORP,	:	UNITED STATES DISTRICT COURT
	:	DISTRICT OF NEW JERSEY
	:	
Plaintiff(s),	:	
	:	
-vs-	:	Civil Action No. 07-3398 (SDW)
	:	
BANKRATE, INC.,	:	O R D E R
	:	
Defendant(s),	:	
	:	

THIS MATTER having come before the Court on the motion of plaintiff's former counsel (Balestriere Fariello) in support of its motion to quash and for a protective order (Docket Entry #218); and

IT APPEARING THAT on or about June 7, 2011, this Court held a hearing on all pending discovery disputes; and

IT FURTHER APPEARING THAT this Court ordered that all issues regarding the sufficiency of plaintiff's responses to defendant's requests for production be held in abeyance pending the continuation of the deposition of Norbert Mehl; and

IT FURTHER APPEARING THAT the subpoena which is the subject of the instant motion relates to documents in the possession of and/or created by Mr. Mehl, as President of plaintiff's bank corporation; and

IT FURTHER APPEARING that until such time as Mr. Mehl's deposition has been completed and the parties have a meet and confer on the sufficiency of documents produced, the within subpoena is at minimum, premature; and for good cause shown;

IT IS ON THIS 11th day of July, 2011

ORDERED THAT the motion to quash the subpoena served on plaintiff's former counsel is granted. Defendants can renew their request after Mr. Mehl's deposition is completed and the parties have had a meet and confer.

s/Madeline Cox Arleo
MADELINE COX ARLEO
United States Magistrate Judge

Original: Clerk
cc: Hon. Susan D. Wigenton, U.S.D.J.
File